

Appendix E

Applicant or  
Patentee: Harry W. Eberle, III Attorney's  
Serial No. or Patent No.: \_\_\_\_\_ Docket No.: HWE-105C  
Filed or Issued: \_\_\_\_\_  
For: Anchoring Biscuit Device

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9 (f) and 1.27 (b)) - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9 (c) for purpose of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled Anchoring Biscuit Device

which is a ( ) continuation, ( X ) continuation-in-part of U.S. Patent Application Serial No. 08/811,898, filed on March 5, 1997, and entitled Anchoring Biscuit Device For Joining Two

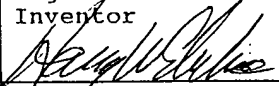
Adjacent Boards

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9 (c) if that person had made the invention, or to any concern under 37 CFR 1.9 (d) or a non-profit organization under 37 CFR 1.9 (e).

I have not assigned, granted, conveyed or licensed nor am I under any obligation under contract or law to assign, grant, convey or license any rights in this invention to any person, concern or organization which would not qualify as a small business concern under 37 CFR 1.9 (d) or a non-profit organization under 37 CFR 1.9 (e).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28 (b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

<u>Name of Inventor</u> Harry W. Eberle, III	<u>Name of Inventor</u>	<u>Name of Inventor</u>
<u>Signature of Inventor</u> 	<u>Signature of Inventor</u>	<u>Signature of Inventor</u>
<u>Date</u> 10/29/98	<u>Date</u>	<u>Date</u>

As a below named inventor, I hereby declare: that my citizenship and current address are as shown below; that I have read and understand the attached specification, including the claims; that I believe I am the original, first, and sole inventor (if only my name is listed below) or a joint inventor (if other inventors are named below) of the invention entitled: Anchoring Biscuit Device

the specification of which is attached hereto; that I have reviewed and understand the contents of the attached specification, including the claims; that this application in part discloses and claims subject matter disclosed in my or our earlier filed pending application, Serial No. 08/811,898,

filed March 5, 1997 and entitled

Anchoring Biscuit Device For Joining Two Adjacent Boards

that, as to the subject matter of this application which is common to said earlier application, I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to the filing date of said earlier application, that the same was not in public use or on sale in the United States of America more than one year prior to the filing date of said earlier of said earlier application, that said common subject matter has not been patented or made the subject of an inventor's certificate issued before the filing date of said earlier application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to the filing date of said earlier application; that I acknowledge my duty to disclose information which is material to the examination of said common subject matter in this application in accordance with Title 37, Code of Federal Regulations 1.56(a); and that no application for patent or inventor's certificate on said common subject matter has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns, except as follows:

FOREIGN APPLICATIONS FILED WITHIN 12 MONTHS PRIOR TO THE FILING OF THIS APPLICATION: Anchoring Biscuit Device For Joining Two Adjacent Boards, Serial No. 08/811,898; filed in Canada on March 3, 1998 (HWE-103FC); filed in Europe on March 5, 1998 (HWE-103FE); and filed in Australia on March 9, 1998 (HWE-103FA).

FOREIGN APPLICATIONS FILED MORE THAN 12 MONTHS PRIOR TO THE FILING OF THIS APPLICATION:

None

I hereby appoint the following attorney and/or agent to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Kenneth P. Glynn, Esq., Reg. No. 26,893

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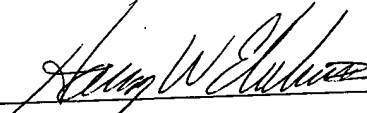
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF SOLE  
OR FIRST INVENTOR

INVENTOR'S SIGNATURE

DATE

Harry W. Eberle, III



10/29/98

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FULL NAME OF SECOND  
JOINT INVENTOR, IF ANY

INVENTOR'S SIGNATURE

DATE

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CITIZENSHIP

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